

Entered - 12/06/99 - sb
CL99L0826 - DIANNE C. MITCHELL

CLAIM OF: **GEORGIA POWER COMPANY**
96 Annex
Atlanta, Georgia 30396

00- R -1499

For damages alleged to have been sustained as a result of a vehicular accident on June 30, 1999 at Maddox Drive, NW and Bankhead Highway, NW.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **GEORGIA POWER COMPANY** the sum of **\$1,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY *by RNW*

APPROVED

OCT 11 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW

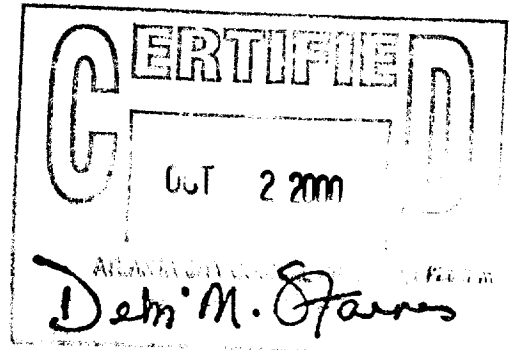
Public Safety
9/26/99
Cleta Henderson
Adopted by
Adopted by
ADOPTE

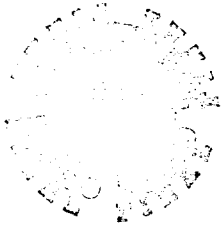
OCT 02 2000

COUNCIL

CERTIFIED
OCT 11 2000

Ronda Daughlin Johnson
MUNICIPAL CLERK





**MUNICIPAL CLERK
ATLANTA, GEORGIA**

00-R-1499

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Georgia Power Company** in the sum of **\$1000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of a **vehicular accident on June 30, 1999 at Maddox Drive, NW and Bankhead Highway, NW** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Shonda Dauphin Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403**

OCT 02, 2000

OCT 11, 2000

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0826

Date: September 8, 2000

Claimant /Victim GEORGIA POWER COMPANY
BY: (Atty.)(Ins. Co.) _____
Address: 96 Annex, Atlanta, Georgia 30396
Subrogation: _____ Claim for Property damage \$ 2,975.11 Bodily Injury \$ _____
Date of Notice: 11/19/99 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 06/30/99 Place: Maddox Drive, NW and Bankhead Highway, NW
Department Public Works Division: Solid Waste Services
Employee involved James E. Holland Disciplinary Action: Written Counseling

NATURE OF CLAIM: The driver of the City vehicle misjudged his clearance and struck the claimant's parked vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police X Dept Report X Other _____
Traffic citations issued: City Driver X Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____
City not involved _____ Offer rejected _____ Compromise settlement X
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 1,000.00 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 09-08-00
Committee Action: _____ Council Action _____

PAST DUE

GP
Georgia Power Company
96 Annex, Atlanta, Ga. 30396

Invoice Number

0000-009714-872-00100-001916

Billing Date

11-12-99

Payment Due Date

UPON RECEIPT

Amount Due

2975.11

CITY OF ATLANTA
CLERK OF COUNCIL-CITY HAL
68 MITCHELL ST SW
ATLANTA GA 30303

ENTERED - 12--6-99 - SB
99L0826 - DOBBS JORDAN

Office	Item	
Month	Day	Year

Amount Paid

When paying by mail, please return this portion.

Invoice Number

0000-009714-872-00100-001916

BILLED AMOUNT

Amount

2975 11

TOTAL AMOUNT PAST DUE

2975 11

PAST DUE

For Information, Please Call

404-506-6285
PLEASE DISREGARD PAST
DUE AMOUNT IF PAID

CITY OF ATLANTA
68 MITCHELL ST SW

PAST DUE

Location of Service

1130 BANKHEAD AV NW

GEORGIA POWER

A SOUTHERN COMPANY

Description of Sale or Service

COST TO REPLACE 40 FT POLE HIT BY CITY
OF ATLANTA TRUCK. APD REPORT # 991801442
ANY QUESTIONS, CALL DAVID WOOD

INCIDENT DATE: 06-29-99

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 9910826

\$ 1,000.00

IN CONSIDERATION of the sum of ONE THOUSAND AND NO/100
 DOLLARS, to be paid by the CITY OF ATLANTA, the future receipt of which is hereby acknowledged,
I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever discharge said City,
its officers and employees, from any and all claims, demands, actions, causes of action, suits, damages, loss and
expenses, of whatsoever kind or nature for or on account of anything that has heretofore occurred, and particularly
for or on account of vehicular accident

which occurred on or about the 30th day of June, 1999,

at or near Maddox Drive, NW and Bankhead Highway, NW

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.

WITNESS my hand and seal this 28 day of September August, 2000.

David Wood (LS)
GEORGIA POWER COMPANY

The above release was read and explained to, and signed by the said DAVID WOOD

of Georgia Power in our presence on the date above written.

P. John Stubbins
Unita Roman
WITNESSES

00- R -1499

RCS# 2255
10/02/00
1:44 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1-17

RECONSIDER

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y McCarty	B Dorsey	Y Moore	Y Thomas	ITEM (S) REMOVED FROM <u>CONSENT AGENDA</u> 00-O-1390 00-O-1567 00-R-1480 00-R-1571 00-R-1574
Y Starnes	Y Woolard	B Martin	Y Emmons	
Y Bond	Y Morris	Y Maddox	Y Alexander	
Y Winslow	Y Muller	Y Boazman	NV Pitts	

CONSENT

COUNCIL PRESIDENT PROTEM DEBI STARNES PRESIDED.

RCS# 2286
10/02/00
4:58 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1-17

RECONSIDERATION

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

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ITEM (S) REMOVED FROM
CONSENT AGENDA

00-O-1390
00-O-1567
00-R-1480
00-R-1571
00-R-1574

CONSENT

		10/02/00 Council Meeting
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-1393 2. 00-O-0758 3. 00-O-1341 4. 00-O-1453 5. 00-O-1326 6. 00-O-1327 7. 00-O-1328 8. 00-O-1329 9. 00-O-1301 10. 00-O-0263 11. 00-O-0979 12. 00-O-1311 13. 00-O-1418 14. 00-O-1566 15. 00-O-1417 16. 00-O-1114 17. 00-O-1561 18. 00-R-1486 19. 00-R-1490 20. 00-R-1524 21. 00-R-1525 22. 00-R-1572 23. 00-R-1483 24. 00-R-1484 25. 00-R-1552 26. 00-R-1310 27. 00-R-1466 28. 00-R-1467 29. 00-R-1469 30. 00-R-1563 31. 00-R-1549 32. 00-R-0977 33. 00-R-1297 34. 00-R-1495 35. 00-R-1461 36. 00-R-1464	37. 00-R-1470 38. 00-R-1471 39. 00-R-1472 40. 00-R-1476 41. 00-R-1477 42. 00-R-1481 43. 00-R-1497 44. 00-R-1498 45. 00-R-1499 46. 00-R-1500 47. 00-R-1501 48. 00-R-1502 49. 00-R-1503	50. 00-R-1504 51. 00-R-1505 52. 00-R-1506 53. 00-R-1507 54. 00-R-1508 55. 00-R-1509 56. 00-R-1510 57. 00-R-1511 58. 00-R-1512 59. 00-R-1513 60. 00-R-1514 61. 00-R-1515 62. 00-R-1516 63. 00-R-1517 64. 00-R-1518 65. 00-R-1519 66. 00-R-1520 67. 00-R-1521 68. 00-R-1522 69. 00-R-1523